SW 1919

Previous references.

B. Ser 1-3 S.A. 63-03.
B March Ser 16-3 S.A 279-06
H 711-95 Ser 26
P.A 1429-38 dy 14-3-04

1912.

(S.A)

File No. 652-12

Serial Nos. 1-2

Later references.

S.A 362-15 Vol 1 dr, 5. April 16.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 ~ 2

Part B. for August 13.

SUBJECT.

Extraordinary pension to the family of Virupakshayya, late police daffedar Hassan town police

1 From the Comptroller. No 8632 / Pen 967 dy 23-6-13
Forwards the extraordinary pension papers of the family of Virupakshayya and reports that an extraordinary pension of Rs 4/- p.m. is admissible to Narayana, the Son of the deceased for a period of 12 years.

2 To the Comptroller. 2. C of Police in Mysore
No H 860-1 dy 15. 8. 13
G. R. S. 58 Sanctions for the support of the family of the deceased the payment of an extraordinary pension of Rs 4/- p.m. to his eldest surviving son for a period of 12 years with effect from 29th May 1912.

Cancelled 5.13

G.R.S. 11] 1912-13.

GENERAL AND REVENUE SECRETARIAT.

(34a.)

NOTES.

File No. 652

FILE HEADING.

Extraordinary pension to the family of Virupakshayya. late police Daffedar Hassan town Police.

From

The Comptroller

No. 8632 / Pen 967. Dated 23-6-13. Received 24-6-13

Diary No. 5187	Enclos.	Spare Copies.	Serial No. 1.

BRIEF ABSTRACT OF LETTER.

Forwards the extraordinary pension papers of the family of Virupakshayya. and reports that an extraordinary pension of Rs 4 p.m. is admissible to Narayana the son of the deceased for a period of 12 years.

NOTES AND ORDERS.

It is reported as follows:—

Virupakshayya. was deputed for cholera duty in the Hassan town. It is the beat officers' ~~duty~~ legitimate work to attend to cholera patients. Virupakshayya. was particularly deputed to do this work. During his beats he used to visit

NOTES—First Sheet.

GPB—35,000—15 6-12

(R. S. 12]

General and Revenue Secretariat.

Sta File No. 652 of 1912-13.

Serial No.

visit cholera stricken patients, tend them for some time and then go in his round. He contracted the disease on the night of the 27th May 1912 and died on the night of the 28th idem. The Dt medical officer who administered medicine to him is of opinion that death was due to cholera. His fellow constables who went with him for beat duty depose that Virupakshayya died of cholera contracted in the execution of his duty. He has left behind him a mother 60 years' old, a widow 14 years' and a Son 13 years' old. He has rendered a Service of 18 years and 6 months and was drawing a pay of Rs 12 at the time of his death.

2. The Comptroller reports that the case comes under the rules relating to extraordinary pension and that an extraordinary pension of Rs 4/. p.m is admissible to Narayana the Son of the deceased for a period of 12 years. He invites the attention of Govt to the recommendation of the Dt Supdt of Police for the grant of the pension in the name of the widow for life and the payment of half of it to the Son for a period of 12 years. The Superintendent's recommendation is based.

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

[R. S. 12]

General and Revenue Secretariat.

S La File No. 652 of 1912-13.

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based on the ground that the widow is young, only 14 years old, having no means of livelihood, that Narayana being the Son of the deceased by his first wife. cannot be safely expected to treat his step-mother with the consideration which one would naturally expect.

5. The formal inquest required under art: 402 M.S.R. has not been held. A Mahazar drawn up by the neighbours of the deceased is Subl: In the circs brought to the notice of Govt by the Dt Supdt, Govt may, it seems agree with the Tahsildar in the opinion that the case is a fit one for the grant of an extraordinary pension. The pension of Rs 4. p.m recommended is in accordance with art: 398 iii and para 2. (ii) of G.O. No. Pte 1929-38 d: 14-3-1904. It can be given to the Son Narayana (Vide art: 400 a M.S.R.) but not both to the Son and the widow. (Vide art: 400 d. M.S.R.) Whether the pension can be given to the widow in preference to the Son is the next point for consideration. Art: 400 (i) a definitely says, that failing Sons, it Should be allotted to the widow. ~~The pension is intended for the support of the~~

~~family~~

NOTE—Contn. sheet.

GPB—65,000—17-6-12

General and Revenue Secretariat.

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Subt for orders.
Draft. 47 attd.
14.7.13.

4. A case for the grant of a pension has been made out but it cannot be recommended that the D&P be distributed between the widow & the son - to the widow for life & to the son for 12 years. The Rules are explicit & the decision should be sanctioned only in favour of the son but he cannot be made to pay out of his pension something say 2 Rs to his step mother if he does not reside with her step son. Nothing more can be done. Orders issue accordingly.

(Mr Councillor) 14.7.13

5. I agree.

15/7/13

6. (But is there any precedent for giving a pension to the widow in such cases. That in this is not the mother of the son is a special feature.)

Pl see 16.7.13

7. There are no precedents. The pension is for the support of the family. In order to conduce to this result, the principle of shifting the allotment prescribed in art. 400.

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

(5

(R. S. 12]

General and Revenue Secretariat.

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art: 400 M.S.R is however recognized in the following cases:—

Z (i) Police Sergeant Sivaprasad of the Mysore city died of plague leaving behind a Son, widow etc. This Son died prior to the Settlement of pension by Govt. The pension was allotted to the next member — the widow. (Vide G.O. No 71/100 Sta 279-06 d: 22-3-07.).

Y (ii) Police constable Bhujanga of the Chamarajanagar Taluk died of plague leaving behind two Sons, widow etc The eldest Son was living separately with his family. So the pension was allotted to the second Son. (Vide G.O. No Sta 1391-2. d 13-1-1904.)

8) In the present case, there is a Son, a widow etc. But the widow is not the mother of the Son and her husband has left no property which will give her a right to claim ~~maint~~ maintenance from the Son. Whether therefore the allotment in art: 400 M.S.R. may be shifted likewise and a pension sanctioned in the name of the widow for the support of the family including the Son who is now 13 years' old and requires support only till he attains 18 or 19 years' old as was done in the case of.

NOTE—Contn. sheet.

GPB—65,000—17-6-12

[G. R. S. 12]

General and Revenue Secretariat.

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of late Krishna bhatta of Periapatna who was killed by a musth elephant. The case is a matter for consideration. The late left behind two Sons, widow etc. A pension of Rs 5/- p.m was sanctioned in the name of the widow for her life and it was ordered that Should She die before her Son completes his 18th year, then a like pension Should be paid to him till he completes his 18th year (Vide G.O. No. 13956-8/R.F.121-93 dt: 5th March 1895). But this case is that of a private individual not killed in the execution of public duty. This cannot form a precedent to the present case. It is however referred to as a recognition of the principle.

Subs
DM: 47 Mon.
21-7-13.

9) I still am the opinion that the circumstances of the case if not are so dissimilar as to render an order on the lines of Krishna bhatta's case may specially where giving the pension to the young widow for life subject to her maintaining her step son till he attains his 18th year. If one chooses to make a very inconvenient precedent. Subs pro tem.

(Councillor) 21.7.13

10) I should like to have the opi

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

D 5187 & 5188

7)

G. R. S. 12]

General and Revenue Secretariat.

S & A File No. 652 of 1912—13.

Serial No.

vion of the H Secretary as to whether this Course may be followed.

22/7/13.

11) Secy)

23.7.13.

12) The pension is allotted for the support of the family to the eldest surviving son" in such cases and this may be done. No difficulty need be anticipated when it is clearly known to all members of the family that the pension is for the support of the family

In this case it will be payable for 12 years

M.
5/8
Draft
7.8.13

13) Draft subd.
DMB. 47
8.8.13.

14) Draft Subd for addl. Secy's opinion.

9.8.13.

Secy)

Draft appd. by H. Councillor
11.8.13.

12/8

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

8)

[G. R. S. 12]

General and Revenue Secretariat.

S/H File No. 652 of 1912

Serial No.	
2	To the Comptroller with copy of the previous application, a D.G. of Police in Mysore, G.O. No. H 860-1 dated 15.8.13 Sanctions for the support of the family of the deceased the payment of an extraordinary pension of Rs4 per mensem to his eldest surviving son for a period of 12 years with effect from the 29th May 1912 the amount of pension being debited to General Revenues.

ab + B
18/8/13

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

DIARY No. 5187

1912-1913
SECTION Sfn
FILE NO. 6527
SUBJECT No. f

It is requested that in future communications on the subject, the No. and date of this letter, and the distinguishing letters below the number as given opposite, may be quoted and addressed to the Comptroller, Mysore Government.

No. 8632 Exc 07 / Pen.967.

OFFICE OF THE COMPTROLLER, MYSORE GOVERNMENT,

Dated Bangalore, the 19/23 June *19* 13.

FROM

J. S. CHAKRAVARTI, ESQ., M.A.,
F.R.A.S., etc.,
Comptroller to the Government of
His Highness the Maharaja of Mysore.

To

.....ESQ.,

Secretary to the Government of Mysore,

.....Financial.....*Department.*

SIR,

I have the honour to forward herewith the extraordinary pension papers on behalf of the family of Virupakshayya, late Police Daffedar, Hassan Town Police, received from the Inspector-General of Police with his letter No.5121/539, dated the 30th May 1913 of which a copy is enclosed. In the circumstances explained in this letter the case comes under the rules relating to Extraordinary pension. The deceased Daffedar has left behind him his mother, his wife, and a son aged 13 years. Since he had rendered a service of about 18 years, an extraordinary pension of ₹4/- per mensem is admissible to his son, Narayana, for a period of twelve years for the support of the family of the deceased under articles 398(iii), 400(a) Mysore Service Regulations and para 2(ii) of Government Order No.1929-38, dated the 14th March 1904 with effect from the 29th May 1912.

The Superintendent of Police in his letter No.235, dated the 5th December 1912, to the Inspector-General of Police recommends the grant of the pension in favour of Nanjamma, widow of the deceased, for the reasons stated therein. A copy of the Superintendent's letter is herein enclosed. He further suggests that out of the pension to be sanctioned to Nanjamma, one half may be ordered to be paid to the son

Rec.—Gl. 17]

.....Department.

19

FROM

J. S. CHAKRAVARTI, ESQ., M.A.,
F.R.A.S., etc.,
Comptroller to the Govt. of
H. H. the Maharaja of Mysore.

To

.....ESQ.,
Secretary to the Govt. of Mysore,
....Financial...*Dept.*

Dated

Despatched 23/6/1913

Received

No. 8632 [illegible]

Subject matter.

Regarding the extraordinary pension claim on behalf of the family of Virupakshaya late Daffedar, Mysore Town Police.

GPB—2,500—25-10-10

son for a period of 12 years as contemplated in para , b(ii) of article 400 Mysore Service Regulations.

I have the honour to be,

Sir,

Your most obedient servant,

For Comptroller.

19/6/13.

Copy of the letter No.5121/539 dated the 30th May 1913 from the Inspector-General of Police in Mysore to the Comptroller in Mysore.

With reference to your docket No.6673/293, dated 10th April 1913 requesting for certain particulars regarding the claim for extra-ordinary pension on behalf of Daffedar, Virupakshayya, I have the honour to state that it is the beat duty officer's legitimate work to attend to Cholera patients and that this officer was particularly deputed to do this work. During the course of attendance he caught infection and died from the effects thereof.

"C O P Y."

G.Rajamanickam
for Superintendent,
Comptroller's Office.

19/6/13.

Letter No.320 dated 11-2-1913 from the Superintendent of Police, Hassan District to the Inspector General of Police in Mysore

Read 25.2.91

As requested in his docket No.2755-164 dated 1913 has the honor to forward herewith a revised roll as per Article 403 of the Mysore Service Regulations.

2. No formal inquest was held but a mahazar was drawn up before the Sub-Inspector of the Hassan Town by the respectable neighbours of the deceased and is herewith submitted.

3. G. Lakshman Naik, Sub-Inspector who was in charge of the Hassan Town centre deputed the deceased Virupakshiah for cholera duty and at his death drew up a mahazar.

4. The service register of the deceased is herewith sent.

Letter No.235 dated 5-12-1912 from the Superintendent of Police, Hassan District to the Inspector General of Police.

I have the honor to state that Virûpakshya, Daffedar of Hassan Town died of cholera on the 28th May 1912 and he contracted this desease while he went for beat duty on the night of the 27th idem. During his beats he used to visit cholera stricken patients, tend them for some time and then go in his reunds. He was a conscientious Police Officer and his family is entitled to the Extraordinary pension as contemplated in chapter twenty two of the Mysore Service Regulations. The District Medical Officer who administered medicine to the deceased is of opinion that death was due to cholera. His fellow constables who w nt with him for beat duty depose that Viripakshya died of cholera contracted in the execution of his duty, and the neighbours also speak to the same effect. The deceased soley depended upon his pay for his subsistence and he leaves behind him an aged mother, a young wife aged about 14 years and a son aged 13 years.

2 Immediately after his death a Mahazar was drawn up regarding the death of the said Virupakshya and the Panchayatdars

state that Virupakshya was attending to cholera stricken patients where he contracted the dire disease on the night of the 27th May 1912, and died on the night of the 28th idem, and any amount of medical aid was of no avail, that he leaves behind him an aged mother, a young wife and 2 sons who solely depended upon his pay and his cremation expenses were met by public subscription.

3 The town constables Nos.5 Krishnappa and No.342 Venkata also speak to the fact that Virupakshya died of cholera contracted while in the execution of his duty.

4 The Sub-Inspector of the Kassan Town station reports on 29-6-1912 that Virupakshya was specially deputed for cholera duty in the town and that he died in the execution of his duty by contracting the said disease.

5 As Lance Daffedar Virupakshya died of cholera contracted in the execution of his duty and as he has not left any property for the maintenance of his family consisting of an aged mother, a young wife aged 14 years and a son aged 13, I consider this a very fit case for exceptional treatment and I accordingly submit the enclosed application for an extraordinay pension for the family of the late Virupakshya being sanctioned as they have nothing to subsist upon.

(6) Article 400 of the Mysore Service Regulation contemplates granting pension to the eldest surviving son, and failing sons, to the eldest widow. In the present case Narayana is the son of Virupakshya by his first wife, while the widow left by Virupakshaya, is his 2nd wife who is only aged 14 years. I request that the case of poor Nanjamma, the young widow aged only 14 years left by Virupakshaya, may be taken into consideration and pension granted to her for life as she will have no other means of livelihood, whereas the son is already aged 13 years and may soon come of age

age to eke out his subsistance and he cannot be safely expect ed to treat his step-mother with the consideration which one would naturally expect.

In these circumstances I have the honor to strongly recommend the case of poor Nanjamma for the favourable consideration of the Government and an extraordinary pension granted to her for the difficult and conscientious service of over 18 years rendered to the state by her late husband Virupakshya

Out of the pension to be sanction to Nanjamma, one half may be ordered to be paid to the son for a period of 12 years, as contemplated in para (ii) b of Section 400.

"COPIES"

M Lakshmanaswamy

For Inspector General of Police.

JS

Application for an Extraordinary Pension for the family of Virupaki Shiah, late a Police Vance Daffedar in the Hassan Town Police killed in the execution of duty.

Description of claimant.

1 Name. Narayana.

2. Residence. Konthlapur in the Manjarabad Taluk.

3. Age. 13 years.

4 Height 4 feet 7 inches

5 Race, Caste and tribe } Smartha Brahmin

6. Marks for identification } Round face, has a mark of wound on the side of the left thigh

7 Present occupation and pecuniary circumstances } Is a student and owns no lands or other property Is depending upon his relatives for support.

Description of the deceased.

8 Name. Virupakshi ah

9 occupation Police Vance Daffedar Hassan Town station

10 Lengths of Service — 18 years and 6 months.

11 Pay when killed. — Rs 12/-

12 - Nature of injury Caused death — Died of Cholera.

Pension

13. Amount of pension proposed — Rs 6/ per mensem.

14 Place of payment — Hassan District Treasury

15. Date from which pension is to commence — 29th May 1912

List of names and ages of the surviving kindred of the deceased Veerupakshiah, Lance Daffedar of the Hassan Town station

Kindred	Name	Date of birth by the Christian Era
Son.	Narayana.	13 years
Widow	Nanjamma	14 "
Daughter	"	
Father	dead	
Mother	Subbamma	60 "

12-2-13

for Superintendent of Police
Hassan district

B. Krishnadeva Gowda

H. Chandrika

H. Subba Raya

G.R.S. 28]

1318

File No.

Serial No.

Diary No. of letter replied to 5187

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.
(Sta.)

, *the* 191 .

Date of issue 15-8-13

Signed by W. Narasimha

READ—

Letter No. 8632/Gen:-967 d the 23rd June 1913 from the Comptroller to Govt. submitting for orders the application for extra-ordinary pension on behalf of the family of Virupakshayya late police Daffedar of the Hassan town police who died of cholera caught while in the execution of duty after rendering ~~or~~ service

ORDER THEREON. No.

SUBJECT.

Service of 18 years.

Order thereon. No 860-1
& 15-8-13

Under the provisions of art: 398 (iii), 400 (a) & (b) ii of the M.S.R. and para 2 (ii) of Govt Order ~~Hee~~ No. 1929-38 d: 14-3-1904 the Govt of H.H. the Maharaja are pleased to sanction for the support of the family of the deceased the payment of an extraordinary pension of Rs 4/- only p.m to his eldest surviving Son Narayana for a period of twelve years with effect from the 29th May 1912, the amount of pension being debited to general revenues.

14/8/13

In Fin: Secretary.

DM-47
8.8.13

14/8/13

To the Campholder with copy of the Pension application the I.G. of Police in Mysore.

Copied 14/8/13

GPB.—20,000—2-10-11